

FILED  
HARRISBURG, PA

MAY 13 2008

Dear Clerk of Court,

MARY D'ANDREA, CLERK  
Per

I'm writing requesting extended time to appeal the Court's Decision of my 3582(c)2 Motion: Claiming that the District Court erred in determining that it (Amendment 706) does not apply. The Court erred by stating that I was sentenced to 4.5 or more kilos of Crack, Level 38. The Court must accept the Nov. 2000 PSI in to evidence, the same PSI that this Honorable Court, Judge William Caldwell accepted at Sentencing on Nov. 29, 2000 stating that my sentence is Category V. # LEVEL 38 1.5 kilos or more, Not Level 38, 4.5 kilos or more. It shows clearly in the PSI the Sentencing up and from the PSI is the sentence on record that's been approved by Judge William Caldwell. My sentence should be Level 36 1.5 kilos (with 2 point reduction minus 20 plus month, Amendment 706 does apply and this Court should make a review of the record (PSI) to see.

MAY 5<sup>th</sup>, 2008Thank you for  
your time in this  
matter

Writing this letter

From the Solitary Confinement

Section of the Prison, no

Access to typewriter, pens or copies

Kenneth Simmons E1

#09983067

Kenneth Simmons (1)

34483-007

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"Loretto"

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05 MAY 2008 PM 2 Y

LET US TAKE YOU

THINK, SPEAK AND

JOHN ADAMS, 1773

JOHN ADAMS, 1773

1710839800

United States District

Office of the Clerk

228 Walnut St. Fed

Harrisburg, PA 17108